IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 25TH JANUARY 2007 / 5TH MAGHA 1928

WP(C).No. 473 of 2007(F)

PETITIONER:

INDIAN OIL CORPORATION LTD.,
REP., BY ITS CHIEF DIVISIONAL RETAIL SALES
MANAGER, SOMAN MATHEWS, KOCHI DIVISIONAL OFFICE,
PANAMPILLY AVENUE, PANAMPILLY NAGAR PO.,
KOCHIN 682 036.

BY ADV. SRI.K.RAMAKUMAR

RESPONDENTS:
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1. THE DIRECTOR GENERAL OF POLICE,
KERALA, THIRUVANANTHAPURAM.

2. THE SUPERINTENDENT OF POLICE,
KOLLAM.

3. THE CIRCLE INSPECTOR OF POLICE,
CHAVARA.

4. SRI.SUNIL VISWANATH,
S/O.VISWANATHA PANICKER, RESIDING IN KUNNATHU
HOUSE, VADUKKUMTHALA MEKKU MURI,
VADAKKUMTHALA VILLAGE, KARUNAGAPPALLY TALUK,
KOLLAM DISTRICT, PIN 690 536.

R1 to 3 BY GP SHRI P.A. SALIM
R4 BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH
SRI.T.S.HARIKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.C. NO.473/2007 - APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 - TRUE COPY OF PETITION DATED 27.12.2006 BY THE PETITIONER.

EXT.P2 - TRUE COPY OF LETTER DATED 29.12.2006 BY THE TAHSILDAR, KARUNAGAPPALLY TO R3.

EXT.P3 - TRUE COPY OF PHOTOGRAPH SHOWING THE OBSTRUCTION IN FRONT OF THE BUNK.

RESPONDENTS' EXHIBITS: NIL.

(TRUE COPY)

vaa P.S. TO JUDGE

J.B. KOSHY and K.P.BALACHANDRAN, JJ.

W.P.(C) No. 473 of 2007 - F

Dated this the 25th day of January, 2007

Judgment

This is a petition for police protection. Main contention of the petitioner is that ingress and egress to the petrol pump of the petitioner is obstructed by the fourth respondent and supporters. Fourth respondent is the husband of the dealer Rashmi Pillai. Rashmi Pillai has also filed Writ Petition (C) No.26504 of 2005. A counter affidavit was filed by the contesting respondent in that case that no obstruction will be caused to the petrol pump.

We are not expressing any opinion regarding the civil and matrimonial disputes pending between the said Rashmi Pillai and her husband. However, so long as the petrol pump is functioning, in the absence of any protection order from statutory authorities or civil court, police should see that ingress and egress for the staff as well as vehicles to the petrol pump are not obstructed.

We are not deciding the question of ownership or any other matter as all those matters will be subject

to the orders of the civil court. The writ petition is disposed of.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

vaa

J.B. KOSHY AND
K.P.BALACHANDRAN, JJ.

W.P.(C) No.473/2007

Judgment

Dated:25th January, 2007